

IN THE

Court of Appeal of the State of California

IN AND FOR THE

Fifth Appellate District

**COURTROOM PROCEEDINGS**

The court met in its courtroom at 10:00 A.M. Present: Honorable Nickolas J. Dibiaso, Acting Presiding Justice; Honorable Thomas A. Harris, Associate Justice; Honorable Herbert I. Levy, Associate Justice; and Kay Frauenholtz, Clerk/Administrator, by Anthony Lauria, Senior Deputy Clerk.

**F041207      Marriage of Milner**

Cause called and argued by Edward C. Watkins, Esq., counsel for appellant and by Mary Dahlberg, Esq., Deputy Attorney General, counsel for respondent.

Cause ordered submitted.

Court recessed until 1:30 P.M.

The court reconvened in its courtroom at 1:30 P.M. Present: Honorable Nickolas J. Dibiaso, Acting Presiding Justice; Honorable Thomas A. Harris, Associate Justice; Honorable Herbert I. Levy, Associate Justice; and Kay Frauenholtz, Clerk/Administrator, by Anthony Lauria, Senior Deputy Clerk.

**F041028      Regency Park Patio Homeowners Assn. v. Weyerhaeuser Co.**

Cause called and argued by Daniel U. Smith, Esq., counsel for appellant and by Daven G. Lowhurst, Esq., counsel for respondent.

Cause ordered submitted.

Court recessed until Wednesday, April 14, 2004 at 10:00 A.M.

**F041547      People v. Torres**

Filed modification of opinion upon denial of rehearing [no change in judgment]. Vartabedian, J.

We concur: Dibiaso, Acting P.J.; Levy, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

IN THE  
Court of Appeal of the State of California

IN AND FOR THE  
Fifth Appellate District

**F040627      People v. Tabudlo**  
**F040121      In re Frank Tabudlo on Habeas Corpus**  
**F041459      Tabudlo v. The People**

The Attorney General's motion for judicial notice is granted. Tabudlo's application to augment the record is denied. The two appellate matters designated as Fifth District Court of Appeal Nos. F040627 and F040121 are dismissed. In appellate matter No. F041459, we affirm the order denying the petition for writ of mandate. Buckley, Acting P.J.

We concur: Cornell, J.; Dawson, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

**F043272      In re Jorge G., a Minor**

The judgment is reversed with respect to the order to register. The judgment is affirmed in all other respects. The case is remanded to the juvenile court for a new disposition hearing. Wiseman, J.

We concur: Buckley, Acting P.J.; Cornell, J.

[CERTIFIED FOR PUBLICATION]

**F042569      People v. Grier**

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the calendar date heretofore set is vacated and the case is submitted for decision.

**F044590      People v. Rolin**

No brief having been filed by appellant after notice duly given under rule 17(a)(1) of the California Rules of Court, IT IS HEREBY ORDERED that the appeal in the above-entitled action is dismissed.

**F043185      In re Elizabeth L., a Minor**

The above-entitled case is submitted for decision.

IN THE  
Court of Appeal of the State of California

IN AND FOR THE  
Fifth Appellate District

**F043185      In re Elizabeth L., a Minor**

The judgment is modified to reduce Elizabeth's maximum period of confinement to three years six months with 280 days of precommitment custody credits at the time of disposition on May 12, 2003. The juvenile court is ordered to prepare an amended dispositional order and advise the appropriate authorities. As modified, the judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

**F043457      People v. Perez**

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

**F043457      People v. Perez**

The judgment is modified by striking the restitution fine imposed on May 21, 2003. The restitution fine imposed on June 5, 2000, remains in force. As modified, the judgment is affirmed. The trial court is directed to prepare an amended abstract of judgment in accordance with this disposition and deliver it to the Department of Corrections.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

**F043449      People v. McClure**

The above-entitled case is submitted for decision.

**F043449      People v. McClure**

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]